BARNSLEY
Metropolitan Borough Council

Growth and Sustainability
Regeneration and Culture
Planning, Policy and Building Control

TPO CONSENT

TOWN AND COUNTRY PLANNING 1990

TOWN AND COUNTRY PLANNING (TREE PRESERVATION ORDER) REGULATIONS 1969

APPLICATION NO: 2024/0356

To Mr Simon Davies
16 Mysten Croft
Barnsley
S75 1EP

In pursuance of its powers under the above-mentioned Act and Regulations the Barnsley Metropolitan Borough Council as the Local Planning Authority hereby **grants consent** for the proposals the subject of the plan(s) and application registered by the Council on the 17/09/2024 and therein described as:-

Crown reduce Sycamore T1 by 15% to provide 2m clearance from the garage and remove and replace dead/dying Ash trees T2 and T3 within TPO 4/2004

16 Mysten Croft, Barnsley, S75 1EP

The approval is subject on compliance with the following conditions:

1 The approval is subject on compliance with the following conditions: The proposed tree works should be completed within 2 years of the date of this consent.
Reason: To ensure that adequate notice is given for the works to be inspected and approved by the local planning authority.

2 Not less than five working days' notice of the date of the proposed work shall be given in writing to the Local Planning Authority and the tree surgery shall be carried out to the standards set out in BS3998.
Reason: To ensure the work accords with good arboricultural practice.

3 Within the first planting season the two Ash trees to be removed shall be replaced by a new Hornbeam (Carpinus betulus) and a new Rowan (Sorbus aucuparia). The replacement trees shall be planted within the immediate vicinity of the trees to be removed.
Specification: Standard trees (stem diameter 10-12cm) shall be planted and affixed (with flexible tree ties) to a tanalised tree stake (minimum diameter 75mm) at a height of no more than 1m above ground level. In order to aid establishment a suitable mulch shall be applied (e.g. semi-composted woodchip to a minimum depth of 75mm) around each tree to a radius of 1m. The trees shall be watered immediately after planting then whenever required to ensure successful establishment. Within two weeks of planting the Local Authority Tree Officer shall be informed and invited to inspect the new trees. The new trees shall be subjected to a Tree Preservation Order in replacement of the felled trees. Any tree which fails to become established within 5 years from planting shall be replaced with another tree of the same original specification.
Reason: In the interests of the visual amenities of the locality.

Informative(s)

Pursuant to article 35 (2) of the Town and Country Planning (Development Management Procedure) Order 2015 (as amended), the Local Planning Authority have, where possible, made a pre-application advice service available, and otherwise actively engaged with the applicant in dealing with the application in a positive and proactive manner.

1 The granting of planning permission does not in any way infer that consent of the landowner is given. Therefore, the consent of all relevant landowners is required before proceeding with any development, including that of the Council as landowner.

If it should transpire that the applicant does not own any of the land included in this consent, then it is the responsibility of the applicant to seek all necessary consents and approvals of the landowner.

2 Before proceeding with the notified works, you should ensure that you have the permission of the owner, and comply with all other relevant legislation, for example it is an offence to disturb nesting birds, and bat roosts.

Please be aware that the Council monitors construction sites and open land within the vicinity of such sites in an attempt to prevent fly tipping (i.e. unauthorised deposit of waste on land), which is illegal under the Environmental Protection Act 1990. The penalties for fly-tipping can include:

- a fine of up to £50,000 and
- up to six months imprisonment on conviction.

Therefore, if necessary, please ensure that all demolition waste and waste associated with the construction of any development is disposed of via approved methods and that documents are retained to prove this.

Signed: Dated: 23 October 2024



Garry Hildersley
Head of Planning, Policy & Building Control
Growth & Sustainability Directorate

Notes:

If the applicant is aggrieved by the decision of the Local Planning Authority to grant consent subject to conditions, he may appeal to the Secretary of State for the Environment, Transport and Regions in accordance with Section 198 of the Town and Country Planning Act 1990, within 28 days of receipt of this notice. Appeals must be made on a form which is obtainable from The Planning Inspectorate, Room 3/24 Hawk Wind, Temple Quay House, 2 The Square, Temple Quay, Bristol, BS1 6PN.